ARTICLES
OF
AGREEMENT & SUBSCRIPTION,
BETWEEN
His Highneſs PRINCE *RUPERT*,
and divers Noble and Honourable Perſons,
and others, Undertakers for working of
Mines Royal,
In the Counties of
CARDIGAN & *MERIONETH*,
in the Principality of *WALES*.

LONDON,
Printed for *William Phillips* at the *Black Raven*
in *Chancery-lane*. 1670.

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An Agreement and Subſcription made this Nineteenth day of April, *Anno Dom.* 1670. *Annoq; Regis* Caroli *Secundi*, &c. *viceſimo ſecundo, by his Highneſs Prince* Rupert, *Count Palatine of the* Rhine, *Duke of* Bavaria *and* Cumberland; *together with divers Noble, Eminent, and Worthy Perſons, Joynt Undertakers for the working of certain* Mines Royal, *in the Counties of* Cardigan, *and* Merioneth, *within the Principality of* Wales.

WHereas the ſaid Perſons have joyntly and unanimouſly agreed to work certain *Mines Royal*, in the ſaid Counties; and for the effectual doing of the ſame, have agreed to advance the ſumme of four thouſand pounds, according to the Subſcriptions hereafter mentioned; whereof one Moiety is already pay'd down. And whereas the ſaid Perſons have already had divers Meetings, for the reducing the ſaid Work, and the management of the ſame, into certain Rules, Order and Method: It is now hereby Declared, Articled, and Agreed, by and between all the ſaid Parties, ſubſcribing and ſealing theſe preſents; That the ſame ſhall be, as hereafter in theſe preſents is declared.

1. 40 Shares, and no more.

Imprimis, That the ſaid Undertaking ſhall conſiſt of forty whole ſhares and parts, and no more; every of which ſhares ſhall be one hundred pounds. And it is hereby Intended and Declared, That no Perſon whatſoever ſubſcribing, his Heirs, Executors, or Adminiſtrators, ſhall without his or their Conſent, be any way liable to be charged with any other or greater ſumme of money, for the carrying on of the ſaid Works, than is by him ſubſcribed to theſe preſents. And that in the diviſion of any profits, that ſhall or may ariſe from any of the ſaid Works, ſuch profits ſhall be divided into forty equal parts. And every Perſon ſo ſubſcribing and paying in one whole ſhare or part, ſhall receive one full fortieth part of all ſuch clear profits, ſo ariſing from the ſaid Works. And every Perſon ſubſcribing and paying in two whole ſhares, ſhall receive two fortieth parts, and ſo every perſon proportionably, according to his and their Intereſt in the ſame.

2. *Edw. Backwel* Eſq. Treaſurer

2ly. That the one Moiety of the ſaid four thouſand pounds, which is already pay'd in to *Edward Backwell* Eſq; upon the accompt of the ſaid Undertaking, ſhall remain in the hands of the ſaid *Edward Backwell*, as Treaſurer to the ſaid Undertakers. And that all moneys pay'd in to the ſaid Undertakers, or diſburſed for their uſe, ſhall be payed unto the ſaid *Edward Backwell*, and diſburſed by him, (untill further order be made to the contrary, according to the one and twentieth Article following.) And that the ſaid *Edward Backwell* ſhall iſſue no moneys relating to the ſaid Stock, above the ſumme of twenty pounds at one time, without order under the hands of five of the ſaid Undertakers at the leaſt, whereof three muſt be of the ſtanding Committee, in

How he ſhall iſſue money.

the

the ſixteenth Article following expreſſed and appointed. And the ſame order be confirmed, as in the one and twentieth Article following is expreſſed. And that the ſaid *Edward Backwell* do iſſue no moneys, to the ſumme of twenty pounds or under, without order under the hands of five or more of the ſaid Undertakers, whereof three to be of the ſaid ſtanding Committee, as aforeſaid.

3. That the other Moiety of the ſaid four thouſand pounds, which is yet unpay'd, ſhall be pay'd in by the ſeveral Undertakers, their Executors, Adminiſtrators, or Aſſignes, according to their ſeveral ſubſcriptions and ſhares, at ſuch time and place, and in ſuch manner, as by any order made and ſigned by five or more of the Undertakers, (whereof three at the leaſt to be of the ſtanding Committee, in the ſixteenth Article following expreſſed) ſhall be appointed; and the ſaid order be confirmed, as in the one and twentieth Article is expreſſed. So that ſuch perſon, his Executors, Adminiſtrators, or Aſſignes, have notice of the ſaid Order, fourteen dayes at leaſt before ſuch moneys due on the ſecond Moiety, be ordered to be pay'd, as aforeſaid.

3. Second Moiety to be paid in upon 14. dayes notice.

4. That if any perſon of the ſaid Undertakers ſubſcribing theſe preſents, his Executors, Adminiſtrators or Aſſignes, upon notice of ſuch Order ſo made, as in the next precedent Article is declared, ſhall not pay in his or their ſecond Moiety, at ſuch time, and in ſuch manner, as by the ſaid Order ſhall be ordered and appointed; That then every perſon or perſons ſo ſubſcribing, his or their Executors, Adminiſtrators, or Aſſignes, omitting or refuſing to pay in the ſecond Moiety as aforeſaid,

4. Every perſon failing to pay, to be excluded.

ſhall be and is hereby excluded, to have any benefit or advantage by the ſaid Undertaking, or ever after to have any Vote amongſt the ſaid Undertakers. But the reſt of the ſaid Undertakers, or ſuch Quorum, (as in the one and twentieth Article following is expreſt) ſhall and may take in any other perſon into the ſaid ſhare and proportion, (ſubſcribing theſe preſents, and paying the whole ſhare with intereſt) or may let the ſame ſink in the common Stock. But ſuch perſon or perſons ſo ſubſcribing, and not paying in his or their ſecond Moiety, as aforeſaid, his and their Executors, Adminiſtrators, or Aſſignes, ſhall and may receive his firſt Moiety, already pay'd in, out of the firſt clear profits, ariſing out of the ſaid Mines and Undertaking, after ſatisfaction firſt made to all perſons who ſhall pay in their ſecond Moiety, of all Principal and Intereſt, out of the ſaid clear profits.

But may receive his firſt Moiety out of the firſt clear profits.

5. That for ſuch perſon and perſons, ſubſcribing and paying in the ſaid ſecond Moiety, as aforeſaid, it is hereby Intended and Declared, That the ſhare and proportion of ſuch perſon or perſons, ſhall not by his or their death ſurvive to the remaining Undertakers. But the ſame together with all profits and advantages, ſhall go to his and their Executors and Adminiſtrators ſo dying, as aforeſaid, only ſubject to ſuch Rules and Orders, as in theſe preſents are contained, and not otherwiſe.

5. Survivorſhip not to take place, but to go to the Executors.

6. That any perſon ſo ſubſcribing, and paying in his ſecond Moiety, as aforeſaid, may at his pleaſure aſſign and transferre his Share or Shares to any perſon, ſo as he firſt do acquaint the ſaid Undertakers with the ſame:

6. Liberty to aſſign; and in what manner.

And

And that the ſaid perſon be allowed, by Order made by the ſaid Underrakers, or any five or more of them, (whereof three to be of the ſtanding Committee, in the ſixteenth Article following expreſſed.) And ſo as that he do not aſſign leſs, than one whole Share to one perſon.

7. That the ſaid Undertakers ſhall forthwith take from the Society of the *Royal Mines*, one or more Leaſe or Leaſes, for one and forty years, in their own names, or in the names of ſome others in truſt for them, of all thoſe Mines of *Comſymlock*, *Goginian*, *Combmarvin*, and *Tallibont*, lying within the Pariſhes of *Lambatherne*, *Vaur*, and *Llanyhangell*, alias *Llanyhangell Caſtle Gwalter*, in the ſaid County of *Cardigan*. And alſo of all thoſe Mines near *Bermouth*, in the ſaid County of *Merioneth*; and of ſuch other Mine or Mines within the Principality of *Wales*, or elſewhere, as by the ſaid Undertakers, or any five of them, (whereof three at the leaſt to be of the ſtanding Committee, in the ſixteenth Article following expreſt) ſhall be Ordered and Agreed upon. So that ſuch Order be confirmed, as in the one and twentieth Article is limited, at and upon ſuch Rents and Terms, as can with beſt advantage be procured from the ſaid Society. And that the ſaid Undertakers ſhall likewiſe proceed to perfect one Agreement, for the purchaſing in of a Leaſe of certain ſmelting and refining Mills, with the appurtenances, in *Skybory Coed*, in the Pariſh of *Llanyhangell Generoglyn*, in the ſaid County of *Cardigan*: The intereſt of which Mills, with the appurtenances, now is or late was in *William Dickenſon*, of the *Middle Temple London* Eſq; or his Aſſignes. And for which ſaid Leaſe and Intereſt of the Mills, with the

7. Leaſes to be taken in *Cardigan* and *Merioneth*.

And the Intereſt of the Mills.

To the uſe of the Undertakers.

the appurtenances, the ſaid Undertakers have contracted with the ſaid *William Dickenſon*, for the ſumme of eight hundred and ſeventy pounds; the intereſt, benefit, and advantage, of all and every which Leaſe and Leaſes, as well of the ſaid Mines as Mills, ſhall be to and for the ſaid Undertakers, their Executors, Adminiſtrators and Aſſignes, according to their ſeveral ſhares and proportions, hereafter expreſſed. in the preſent Subſcription.

8. The Mines to be effectually wrought.

8. That the ſaid Mines, or ſo many of them, as by the ſaid Undertakers, (or ſuch a number and Quorum of them, as in the ſixteenth Article following is expreſſed) ſhall be thought fit and appointed, ſhall be forthwith effectually wrought, at the charge and coſt of the ſaid Undertakers; and that ſuch Adits and Shafts be driven and ſunk; and ſuch Veins wrought within the ſaid ſeveral Mines, as to the chief Steward, or Conductor of the ſaid Works, and other the Officers and Workmen of the ſaid Mines, ſhall be given in charge by the ſaid Undertakers, or ſuch number and Quorum as aforeſaid, at the coſts and charge as aforeſaid. And that all charge of working the ſaid Mines ſince *Candlemas* day laſt paſt, be born. And all profits of Oar ſince the ſaid time, are intended to enure to the ſaid Undertakers.

9. Chief Steward, and his Salary.

9. That *Henry Rumſey* Eſq; be the chief Steward or Conductor of the ſaid Mines and Works, untill farther order, as in the one and twentieth Article following is expreſſed. And that for his pains and care therein, he ſhall have allowance at preſent, untill the ſaid Mines ſhall be improved, to a full working thereof, the ſumme of one hundred and ſixty pounds *per annum*, for him;

himſelf; and for a Clerk, (to be choſen by the ſaid Undertakers) for the keeping of the accompts of the ſaid Mines, out of which he is to allow the ſaid Clerk thirty pounds *per annum*. And that after the ſaid Mines ſhall be improved to a full working of the ſame, the ſaid *Henry Rumſey* ſhall be allowed for his care and pains, the ſumme of two hundred pounds *per annum*, over and above the ſumme of thirty pounds *per annum*, to be allowed to the ſaid Clerk. And that the ſaid Salary ſhall commence from *Candlemas* day laſt paſt. And that the ſaid *Henry Rumſey* ſhall proceed according to ſuch order and inſtructions, as have already been ſent unto him from the ſaid Undertakers; and upon ſuch further order and inſtructions, as by any five of the ſaid Undertakers (whereof three to be of ſuch ſtanding Committee, as in the ſixteenth Article following is expreſſed) ſhall be directed and appointed.

10. Maſter-Worker, and Refiner, and his Salary.

10. That Major *Richard Hill* be the Maſter-Worker and Refiner, untill further order, as in the one and twentieth Article following is expreſſed. And that for his pains and care therein, he ſhall have allowance at preſent, the ſumme of one hundred Marks *per annum*. And that the ſaid *Richard Hill* ſhall proceed, as in the preceding Article is declared.

11. Steward of the Mines, and his Salary.

11. That *Edward Hacklett* be the Steward of the Mines, untill further Order, as in the one and twentieth Article following is expreſſed. And that for his care and pains therein, he ſhall have allowance the ſumme of thirty pounds *per annum*. And the ſaid *Edward Hacklett* to proceed, as in the ninth Article precedent is declared.

12. Clerk of the Mines.

12. That Mr. *Meredith Lloyd* be the Clerk of the Mines, untill further Order, as in the one and twentieth Article following is expreſſed. And that for his care and pains therein, he have allowance at preſent the ſumme of thirty pounds *per annum*, which for the firſt year is to be pay'd out of the Stewards allowance, as in the ninth Article precedent is declared. And the ſaid *Meredith Lloyd* is to proceed, according to ſuch Order and Directions as he ſhall from time to time receive from the chief Steward or Conductor, except only where he ſhall receive any particular Orders or Inſtructions to the contrary, from the ſaid Undertakers, or any five of them, whereof three to be of the ſaid ſtanding Committee, in the ſixteenth Article following expreſſed.

13. Regiſter.

13. That Mr. *Henry Kempe* ſhall be the Clerk or Regiſter to the ſaid Undertakers, untill further Order, as in the one and twentieth Article following is expreſſed. And that for his care and pains therein, he ſhall have allowance at preſent the ſumme of twenty pounds *per annum*. And that he ſhall make entries of all ſuch Acts, Orders, and other things material, relating unto the ſaid Undertaking, as he ſhall be thereunto required and appointed.

14. Serjeant.

14. That *Thomas Greenfield* ſhall be the Serjeant attending the ſaid Undertakers, untill further Order, as aforeſaid. And to give notice and ſummons, and do other things relating to the ſaid Undertaking. And that for his care and pains therein, he ſhall have allowance at preſent the ſumme of ten pounds *per annum*.

15. That when the ſaid Mines ſhall come to a full

working, there ſhall be likewiſe a Clerk of the Mills, who ſhall be choſen, and have ſuch allowance, as by the ſaid Undertakers ſhall be Ordered and Appointed, according to the one and twentieth Article following. Clerk of the Mills.

16. That there ſhall be a ſtanding Committee of the ſaid Undertakers, conſiſting of the number of nine, and no more, unto whom the principal care and management of all affairs relating to the ſaid Undertaking, ſhall be and is hereby committed. The ſaid Committee to continue, and a new elected, as in the eighteenth Article is expreſſed. And that the ſaid Committee ſhall meet at the *Robes* Chamber in *Whitehall*, every Tueſday in the afternoon, in Term time, and during the actual ſitting of any Parliament; and in the forenoon out of Term, and the Parliament not ſitting, untill further order, as in the one and twentieth Article following is expreſſed. At which time and place any other of the ſaid Undertakers may be preſent, and aſſiſt therein, and have equal Votes with any of the ſaid Committee, ſo alwayes that three of the ſaid Committee at the leaſt be preſent. And that there be in all at the leaſt five of the ſaid Undertakers. And it is hereby Declared and Intended, That any five or more of the ſaid Undertakers, (whereof three at the leaſt to be of the ſaid Committee as aforeſaid) meeting at ſuch time and place as aforeſaid, and not otherwiſe, ſhall be accounted a full Meeting of the ſaid Undertakers. And ſhall have full Power and Authority to do any Act, or make Orders, relating to the ſaid Undertaking, as fully as if the ſaid Undertakers were all preſent. And that whatſoever Orders ſhall be made by ſuch number ſo meeting as aforeſaid, or by the 16. Standing Committee, and their power.

major part of them, ſhall be good and effectual to all intents and purpoſes, untill the ſame ſhall be reverſed by ſubſequent Order of the Undertakers, as aforeſaid; except alwayes, that the Acts and Orders of ſuch number and Meeting, ſhall not be effectual and binding, in ſuch caſes as ſhall be particularly named in the one and twentieth Article following. And it is hereby Agreed, That Sr. *Paul Neile*, Knight, Sr. *Francis Cobb*, Knight, *Thomas Henſhaw*, Eſq; Dr. *Williams*, *James Hayes*, Eſq; *John Ball*, Eſq; *John Wright*, Eſq; *Edmond Warcupp* Eſq; and Mr. *Henry Kempe*, ſhall be the preſent ſtanding Committee, untill a new one ſhall be elected, as in the nineteenth and one and twentieth Articles following is expreſſed.

Preſent Committee.

17. That in all caſes where it ſhall come to a Vote, in any Meetings or Committees relating to the ſaid Undertaking, every perſon and perſons ſubſcribing and paying in one hundred pounds, ſhall have one Vote; and likewiſe ſubſcribing and paying in two hundred pounds, ſhall have two Votes; and ſo for the third hundred, three Votes. But that no perſon whatſoever ſhall have more than three ſhares or proportions, or more than three Votes; nor ſhall any perſon be admited to give more Votes than one, unleſs five of the ſaid Undertakers at the leaſt ſhall be perſonally preſent, in ſuch manner as in the ſixteenth Article precedent is expreſſed. And that no perſon whatſoever ſhall have more Votes than one, in any caſe relating to the ordering or diſburſing of money, or ſharing of profits, or ſtating and allowance of any Accounts, or altering of theſe preſent Articles, or any of them.

17. Manner of Voting.

18. That

18. That where in any caſe, by the death of any of the Undertakers, or otherwiſe, the ſhare and proportion of any ſuch perſon or perſons, ſhall happen to fall into more hands than one, ſuch ſhare and proportion ſhall be accounted but as one, in the ſaid ſeveral hands; and that ſuch perſons into whoſe hands the ſaid ſhare and proportion ſhall fall, ſhall have no Vote amongſt the ſaid Undertakers, unleſs one of the ſaid perſons ſhall happen before to be one of the Undertakers. But otherwiſe the ſaid ſeveral perſons ſhall make a Proxie of one of the Undertakers, who ſhall and may give a Vote in the right of ſuch a ſhare and proportion, ſo long as it ſhall ſo continue in ſeveral hands as aforeſaid; the ſame Rule to hold place where ſuch ſhare or proportion by death or aſſignment, ſhall happen to come to any Woman or Infant, or to any other perſon who ſhall not be allowed and approved by the ſaid Undertakers, or any five or more of them, (whereof three at the leaſt to be of the ſtanding Committee, in the ſixteenth Article expreſſed) according as by the ſixth Article precedent is Ordered and Appointed.

18 Manner of Voting, in caſe a ſhare fall into more hands than one; or in caſe of a Feme or Infant.

19. That every laſt Tueſday, in the Terms of St. *Michael*, and the *Holy Trinity*, yearly, ſhall be eſteemed a general Meeting of the ſaid Undertakers; on every of which dayes, (at ſuch time and place, as in the ſixteenth Article precedent is expreſſed) every of the ſaid Undertakers ſhall be, and is hereby obliged, to be preſent and aſſiſting; and the Names of every perſon then having any ſhare, ſhall be called; and every perſon that ſhall not be preſent at the ſaid time, without ſufficient cauſe to be allowed, ſhall forfeit the ſumme of twenty ſhillings, ſuch penalties to be deducted, as in the next following

19. Laſt Tueſday in *Mich.* and *Trinity* Terms, a general Meeting.

Names to be called, and every perſon abſent to forfeit 20. s.

Last Tuesday in *Mich.* Term, Committee to be chosen.

Article. And it is hereby Declared and Agreed, That on the said last Tuesday, in the Term of St. *Michael*, yearly choice shall be made of the standing Committee, (in the sixteenth Article expressed) for the year from thence next ensuing, who shall have such and the like power and authority, as by these presents is given and appointed unto the said Committee. And that at the said time and place, such and so many of the said Committee for the present year shall be continued, and so many new elected, (to the number of nine, and no more in all) as to the said Undertakers, or the major part of them then present, acording to the twentieth Article following, shall seem good. But if it should happen no Election to be made on the said day, that then the said Committee for the year precedent, to have the same power and authority as before, untill a new Election be made, according to the said one and twentieth Article.

20. Forfeitures to be deducted out of the profits;

20. That all such Penalties, Forfeitures, and Mulcts, as shall happen to be made in any cases, relating to the said Undertaking, shall be deducted out of the dividend and proportion, of the profits of such share and proportion, and shall be pay'd to the Clerk, for such uses as by the standing Committee, or any three of them, shall be appointed.

21. In what cases and in what manner Orders shall be binding.

21. That in all cases of making or discharging any Officer, relating to the said Undertaking, or of taking any other Lease, or working any other Mine or Mines, than in the seventh Article precedent is and are particularly mentioned; or touching the admittance of any new Member or Adventurer, in the said Undertaking, or the

the choice of any Member into the ſtanding Committee, upon the death or diſplacing of any of them; or touching and concerning the expending and ordering out of any ſumme or ſummes of money, exceeding the ſumme of twenty pounds at one time; or touching and concerning the allowance of any Accounts, audited and ſtated; or touching the allowance of any diviſion and ſharing of profits; or touching and concerning the increaſe or alteration of theſe preſent Articles and Agreements, or any of them; no Order ſhall be effectual to bind the ſaid Undertakers, unleſs the ſame be made at ſuch Meeting of the ſaid Undertakers, and ſuch place, as in the ſixteenth Article precedent is expreſſed. And that the ſaid Order ſo made, be ratified and confirmed by his Highneſs Prince *Rupert*, and the Lord *Aſhley*, or one of them, under his or their hands, or by ſuch perſon or perſons, as at the yearly Election of the ſtanding Committee, (as the ſame by the nineteenth Article is limited) ſhall have ſuch power and authority given them, as by this preſent Article is given to his Highneſs, and the Lord *Aſhley*, as aforeſaid; which Order ſo made and ratified as aforeſaid, ſhall be effectual and binding in all and every the caſes aforeſaid. To the well and truly performing of all and every of which Articles and Agreements, according to our ſeveral ſhares and proportions hereunto ſubſcribed; We the ſaid Undertakers do mutually and reciprocally bind our ſelves, our ſeveral and reſpective Heirs, Executors, and Adminiſtrators, by theſe preſents. Witneſs our Hands and Seals this ſaid nineteenth day of *April*, in the ſaid two and twentieth year of the Reign of our ſaid Soveraign Lord *Charles* the Second, over *England*, &c. *Annoq; Dom.* 1670.

FINIS.